

PTO/SB/21 (09-04)


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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/662,510	<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b>  <b>MAY 03 2005</b>
	Filing Date	OCTOBER 19, 2000	
	First Named Inventor	PAINTER, et al.	
	Art Unit	1618	
	Examiner Name	K. GEORGE	
Total Number of Pages in This Submission	5	Attorney Docket Number	99.28US-CIP


ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement (2 pages) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): IDS Form PTO/SB/08A - (1 page) 1 Cited Reference (1 page) Postcard
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	ESTEE LAUDER COMPANIES	
Signature		
Printed name	PETER GIANCANA	
Date	MAY 3, 2005	Reg. No. 44706

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Signature		
Typed or printed name	VICTORIA T. PALUMBO	Date MAY 3, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney Docket No.: 99.28US-CIP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Inventor: PAINTER, et al

Serial No.: 09/622,510

Group Art Unit: 1616

Filed: OCTOBER 19, 2000

Examiner: K. GEORGE

For: GEL-BASED COSMETIC COMPOSITIONRECEIVED  
CENTRAL FAX CENTER

MAY 03 2005

## Transmittal of Information Disclosure Statement under 37 C.F.R. 1.97(c)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicant submits herewith a reference which he believes may be material to the examination of this application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While the reference may be "material" under 37 C.F.R. 1.56, it is not intended to constitute an admission that the reference is "prior art" unless specifically designated as such.

The filing of this Information Disclosure Statement shall not be construed as a representation that no other material references exist or that a search has been conducted.

The reference is listed on the enclosed Form PTO/SB/08A (substitute for Form 1449/PTO) which is in accordance with the requirements of M.P.E.P. 609. A copy of the reference is also enclosed.

The reference is as follows:

1. JP Patent Publication No. 08-325119, 12/10/1996, Uchida Kazuko (Abstract)

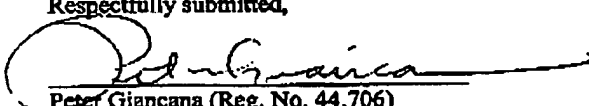
It is respectfully requested that this reference be considered by the Patent and Trademark Office in its examination of the above-identified application and be made of record therein. The Examiner is also invited to contact the undersigned if there are any questions concerning this paper or the attached reference.

This Information Disclosure Statement is being submitted after the first Office Action on the merits of this application, but prior to a final office action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application.

Each item of information in the Information Disclosure Statement was cited in a communication dated July 27, 2004, from a foreign patent office in a counterpart foreign application, and is therefore, more than three months prior to the filing of this Information Disclosure Statement.

Please charge to Deposit Account No. 05-1320, the fee due under 37 C.F.R. 1.17(p). A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: May 3, 2005  
Peter Giancana (Reg. No. 44,706)  
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155 Pinelawn Road  
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(631) 414-6092

Attorney Docket No.: 99.28US-CIP

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First Inventor: PAINTER, et al.

Serial No.: 09/622,510

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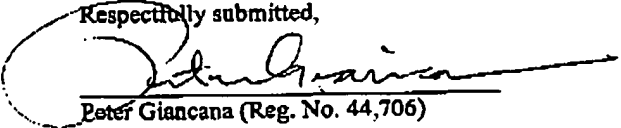
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